

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

DONATO APONTE NAVEDO, et al.
Plaintiffs
v.
NALCO CHEMICAL, INC., et al.
Defendants

CIVIL No. 09-01232-JA

TITLE VII AGE & GENDER DISCRIMINATION,
ADA, NATIONAL ORIGIN, TORTS
TRIAL BY JURY

ASSENTED-TO MOTION IN REQUEST FOR HEARING

Come now all Plaintiffs, through the undersigned counsel, and state as follows:

1. On October 25th, 2010, Plaintiffs moved the Court to compel discovery from Defendants. See: **ECF No.77**.
2. In denying the above motion, the Court ordered counsel to have an additional face-to-face conference to attempt to resolve the pending discovery disputes, before it were to take the discovery requests at issue under consideration for their ultimate disposal. See: **ECF No.79**.
3. In compliance with the aforementioned order, counsel met on November 23rd, 2010, after which they are still unable to reach agreement regarding the outstanding discovery sought by Plaintiffs. Consequently, counsel request that the Court set a

hearing where it can rule on each of the discovery controversies.

WHEREFORE, for all of the above, Plaintiffs request that this Honorable Court:

Take Notice of all of the above;

SET a hearing to resolve the aforementioned discovery disputes.

IN NEW YORK, NEW YORK, DECEMBER 31st, 2010.

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CERTIFICATE OF CONCURRENCE

Pursuant to the Court's ORDER, as set forth in **ECF No.81**, Plaintiffs certify that a good faith attempt has been made to obtain concurrence in the relief sought, and that counsel on both sides have agreed that the requested hearing be set.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on December 31st, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all parties of interest.

In New York, New York, this 31st day of December, 2010.

S/William Meléndez-Menéndez

William Meléndez-Menéndez

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